

AMENDED IN ASSEMBLY APRIL 1, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1631

Introduced by Assembly Member Salinas
(Coauthor: Senator McPherson)

February 21, 2003

~~An act relating to state property.~~ *An act to amend Section 17071.46 of the Education Code, relating to public schools.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1631, as amended, Salinas. ~~State property: surplus~~ *School facilities funding: replacement buildings.*

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to provide a supplemental grant for 50% of the replacement cost of a single story building if a school district proposes to demolish the building and replace it with a multistory building on the same site, if certain conditions are met, including, but not limited to, a condition that the school is operating on a multitrack year-round education schedule.

This bill would delete the condition relating to a school operating on a multitrack year-round education schedule from the requirements to qualify for the supplemental grant.

~~Existing law requires each state agency, on or before December 31 of each year, to make a review of all proprietary state lands, with specified exceptions, over which it has jurisdiction, to determine what, if any, land is in excess of its foreseeable needs, and to report thereon in writing to the Department of General Services. Existing law transfers to the department jurisdiction of all land reported as excess.~~

~~The department is required to sell the land or otherwise dispose of the property pursuant to the authorization, by sending a specified written offer to sell or lease the property to certain local public entities. The department may not sell the land to a local governmental agency for less than fair market value. Any sale is subject to any other terms, conditions, reservations, and exemptions as the department may deem to be in the best interests of the state.~~

~~This bill would authorize the Director of General Services, with the concurrence of the Adjutant General, subject to specified conditions, to enter into negotiations to sell specified real property at 50% of its current market value to the City of Salinas, upon terms and conditions and subject to reservations and exceptions that the director determines are in the best interests of the state.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. (a) Pursuant to Section 11011.1 of the Government Code and notwithstanding Section 54222 of the Government Code or any other provision of law, the Director of General Services, with the concurrence of the Adjutant General, may enter into negotiations to sell to the City of Salinas the real property situated at 100 Howard Street, Salinas, Monterey County, otherwise known as the Salinas Armory, upon terms and conditions and subject to reservations and exceptions that the director determines are in the best interests of the state.~~

~~(b) The director may sell the surplus real property at 50 percent of its current market value because the City of Salinas has agreed to use the property for the sole purpose of building a police station at the property site, which is considered a public safety building.~~

~~SECTION 1. Section 17071.46 of the Education Code is amended to read:~~

~~17071.46. (a) When If an applicant school district proposes to demolish a single story building and replace it with a multistory building on the same site, the State Allocation Board shall provide a supplemental grant for 50 percent of the replacement cost of the single story building to be demolished, if all of the following conditions are met:~~

1 ~~(1) The school at which the building demolition and~~
2 ~~replacement is to occur is operating on a multitrack year-round~~
3 ~~education schedule.~~

4 ~~(2)~~ The cost of the demolition and replacement is less than the
5 total cost of providing a new school facility, including land, on a
6 new site for the additional number of pupils housed as a result of
7 the replacement building, as determined by the State Allocation
8 Board.

9 ~~(3)~~

10 (2) The school district will maximize the increase in pupil
11 capacity on the site when it builds the replacement building,
12 subject to the limits imposed on it pursuant to paragraph ~~(4)~~(3).

13 ~~(4)~~

14 (3) The State Department of Education has determined that the
15 demolition of an existing single story building and replacement
16 with a multistory building at the site is the best available
17 alternative and will not create a school with an inappropriate
18 number of pupils in relation to the size of the site, as determined
19 by the State Department of Education.

20 (b) The State Allocation Board shall establish additional
21 requirements it deems necessary to ensure that the economic
22 interests of the state and the educational interests of the children
23 of the state are protected.

